

5/53/054



# UNITED STATES DEPARTMENT OF THE INTERIOR

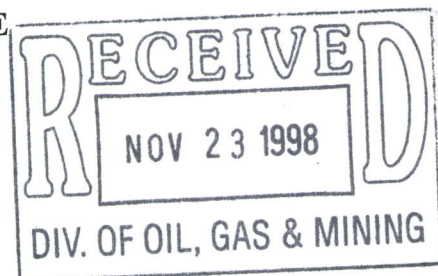
## BUREAU OF LAND MANAGEMENT

### St. GEORGE FIELD OFFICE

345 E. Riverside Drive

St. George, Utah 84790

Phone (435)688-3200 · Fax (435)688-3252



In reply refer to:

3809

UTU-76674

(UT-045)

October 21, 1998

RYO  
10-21-98

Certified Mail # P 132 605 988 - Return Receipt Requested

D. Leon Hall  
33 North 660 West  
St. George, UT 84770

Dear Mr. Hall:

This will acknowledge receipt of your Notice to conduct mining in T. 42 S., R. 18 W., sec. 6 on the Hard Rock claims. The BLM case file for this Notice is UTU-76674. The "Guidelines to Prevent Undue or Unnecessary Degradation" for this Notice are attached.

Copies of the Notice have been forwarded to the Utah Division of Oil, Gas, and Mining (UDOGM) and the Washington County Planner. UDOGM has notified us the Notice submitted to the BLM is not sufficient because the State requires payment of an annual fee of \$100.00 for this type of operation. Washington County generally requires a Conditional Use Permit for this type of operation. You need to consult with the Planner for a determination.

The BLM mining regulations require the operation to be conducted in accordance with State law and regulation (43 CFR 3809.3-1), so UDOGM and County requirements must be met. Starting operations before meeting the State and County requirements will be a noncompliance with the BLM mining regulations.

As we discussed in the office, common variety decorative rock may not be removed from the claim until the rock is purchased from the BLM.

Acceptance of this Notice will not now, or in the future, serve as a determination of the validity of any mining claim to which it may relate.

If you have any questions, please contact me at 435/688-3205

Sincerely,

Larry Gore  
Acting Manager

Enclosure -  
Guidelines - 1 page

Visit our website at <http://www.blm.gov/utah> for information about current Utah BLM environmental documents

UDOGM

## GUIDELINES TO PREVENT UNDUE OR UNNECESSARY DEGRADATION

Except for work to the extent necessary to preserve evidence of mineralization, and roads needed for the continuation of mineral-related operations, all work conducted under a mining Notice (43 CFR 3809.1-3) must be reclaimed prior to beginning any work under a new Notice.

All required Federal, State, and County permits must be obtained prior to starting operations. In the event that work must be done before the permit can be issued (for example - a facility must be constructed and inspected prior to Division of Water Quality issuing a permit) the authorized officer will allow the necessary work to proceed to the extent necessary to obtain the permit.

All operations conducted under this Notice will be conducted in a manner that will prevent unnecessary or undue degradation, and provide protection of nonmineral resources on the Federal lands.

Archaeological: If any cultural and/or paleontological resource (historic or prehistoric site or object) is discovered on Federal land, it shall be immediately reported to the BLM. All operations in the immediate area of such a discovery shall be suspended until written authorization to proceed is issued by the authorized officer.

Threatened or Endangered Species: If any species listed as threatened or endangered is encountered, the operator shall immediately suspend operations and report the incident to the BLM.

Refuse: The sites shall be maintained in a sanitary condition at all times, and waste materials shall be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment.

Reclamation: Reclamation will consist of:

1. reshaping all of the area disturbed to natural appearing contours.
2. seeding with:

|                      |            |
|----------------------|------------|
| Indian ricegrass     | 4 lbs/acre |
| Pubescent wheatgrass | 3 lbs/acre |
| Yellow sweetclover   | 3 lbs/acre |
| Russian wildrye      | 2 lbs/acre |
| Eaton penstemon      | 1 lb/acre  |

The BLM shall be notified when the reclamation is completed. An inspection will then be made to determine the acceptability of the reclamation.

Annual Update: If operations described in this Notice shall continue for more than one year, the BLM must be notified on the anniversary of the Notice. This notification is required regardless of the time period stated in the Notice.